

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Christopher Anderson	Team: Squad #2	CCRB Case #: 201706459	<input checked="" type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Wednesday, 08/02/2017 6:00 AM	Location of Incident: § 87(2)(b) Manhattan Central Booking	Precinct: 72	18 Mo. SOL 2/2/2019	EO SOL 2/2/2019	
Date/Time CV Reported Wed, 08/02/2017 6:33 PM	CV Reported At: IAB	How CV Reported: Phone	Date/Time Received at CCRB Mon, 08/07/2017 4:29 PM		

Complainant/Victim	Type	Home Address
§ 87(2)(b)	§ 87(2)(b)	§ 87(2)(b)

Witness(es)	Home Address
§ 87(2)(b)	§ 87(2)(b)

Subject Officer(s)	Shield	TaxID	Command
1. POM Ugur Bek	06681	948648	NARCBBS
2. POM Steven Droluk	23240	952697	NARCBBS

Witness Officer(s)	Shield No	Tax No	Cmd Name
1. CPT Robert Bava	00000	924929	NARCBBS
2. POM Stanley Mateo	08797	947804	NARCBBS
3. SGT Andrew Parfenoff	03603	938855	NARCBBS
4. DT3 Michael Kobus	4926	941226	NARCBBS
5. POM Vincent Dibenedetto	01449	948886	NARCBBS
6. POM Michael Cama	25948	950142	NARCBBS
7. POM Michael Wolfe	15392	945107	NARCBBS

Officer(s)	Allegation	Investigator Recommendation
A.POM Steven Droluk	Force: At § 87(2)(b) in Brooklyn, Police Officer Steven Droluk struck § 87(2)(b) with a door.	§ 87(2)(b)
B.POM Steven Droluk	Abuse: Police Officer Steven Droluk entered and searched § 87(2)(b) in Brooklyn.	§ 87(2)(b)
C.POM Steven Droluk	Force: At § 87(2)(b) in Brooklyn, Police Officer Steven Droluk struck § 87(2)(b) with a police shield.	§ 87(2)(b)
D.POM Ugur Bek	Force: At Manhattan Central Booking, Police Officer Ugur Bek used physical force against § 87(2)(b)	§ 87(2)(b)

Case Summary

On August 2, 2017, Sergeant Andrew Parfenoff of Narcotics Borough Brooklyn South was called by the IAB Command Center, and he reported that § 87(2)(b) had complained of injuries during the process of his arrest. The IAB Log was subsequently received by the CCRB on August 7, 2017.

On August 2, 2017, § 87(2)(b) was asleep in his home, located at § 87(2)(b) in Brooklyn. At approximately 6:00 a.m., he was awoken by a “banging” sound at the entry door of the apartment. § 87(2)(b) immediately went to the door and, seeing individuals he did not recognize outside of it, held his hands against the door in an attempt to prevent the individuals from entering. The door was pushed open, causing § 87(2)(b) to fall to the ground, strike his head on the floor, and sustain neck and back pain (**Allegation A**). Sergeant Parfenoff, Police Officer Steven Droluk, Police Officer Ugur Bek, Captain Robert Bava, Police Officer Stanley Mateo, Detective Michael Kobus, Police Officer Vincent Dibenedetto, Police Officer Michael Cama, and Police Officer Michael Wolfe, all from Narcotics Borough Brooklyn South, entered the apartment (**Allegation B**). Police Officer Droluk allegedly struck § 87(2)(b) with a ballistic shield one time on the left side of his forehead (**Allegation C**). Officers searched the apartment (within **Allegation B**).

§ 87(2)(b) complained of injuries and was transported to § 87(2)(b) in Brooklyn and subsequently to Manhattan Central Booking (“MCB”). Police Officer Bek escorted § 87(2)(b) into a hallway inside MCB and pushed him in his shoulder, causing him to strike his head against a wall and sustain pain and a contusion (**Allegation D**). § 87(2)(b) was subsequently incarcerated at § 87(2)(b) and charged with § 87(2)(b)

§ 87(2)(b)

§ 87(2)(b)

No video footage was found in this case.

Mediation, Civil and Criminal Histories

- This case was not suitable for mediation due to § 87(2)(b)'s arrest.
- As of October 26, 2017, § 87(2)(b) has not filed a Notice of Claim with the City of New York regarding this incident (Board Review 07).

- [§ 87(2)(b)] [§§ 86(1)(3)&(4)] [§ 87(2)(c)]
- § 87(2)(b)
- § 87(2)(b)
- § 87(2)(b)

- [§ 87(2)(b)] [§§ 86(1)(3)&(4)] [§ 87(2)(c)]
- § 87(2)(b)
- § 87(2)(b)

Civilian and Officer CCRB Histories

- This is § 87(2)(b)'s first CCRB complaint (Board Review 02).
- Police Officer Droluk has been a member of the NYPD for five years and has one prior allegation against him, which was not substantiated. § 87(2)(g)
- Police Officer Bek has been a member of the NYPD for seven years and has seven prior allegations, § 87(2)(g), § 87(4-b), against him in five

cases, none of which were substantiated. § 87(2)(g)

Potential Issues

§ 87(2)(b) was unable to spell or clearly enunciate the name of his then-girlfriend, who was asleep in the apartment at the time of the entry, and he could not provide her contact information. Contact attempts to his attorney, § 87(2)(b) to obtain this information were unsuccessful, and a witness statement was therefore unable to be obtained.

Findings and Recommendations

Explanation of Subject Officer Identification

Police Officer Droluk acknowledged that he used the force which caused § 87(2)(b)'s apartment's entry door to be opened. § 87(2)(g). Police Officer Droluk was also the officer who requested the search warrant (Board Review 03) in this case. § 87(2)(g)

Allegations not pleaded

§ 87(2)(b) described an officer using "something like" the term "wise ass" during the incident. However, § 87(2)(b) was unable to state whether profanity was used and was unable to attribute this statement to an officer. § 87(2)(g)

Allegation A –Force: At § 87(2)(b) in Brooklyn, Police Officer Steven Droluk struck § 87(2)(b) with a door.

Allegation B –Abuse of Authority: Police Officer Steven Droluk entered and searched § 87(2)(b) in Brooklyn.

§ 87(2)(b) who was incarcerated at § 87(2)(b) at the time, was interviewed via Video TeleConference on September 25, 2017. § 87(2)(b) was asked follow-up questions at § 87(2)(b) on October 6, 2017 (Board Review 08). Police Officer Droluk and Police Officer Bek were interviewed at the CCRB on October 16, 2017. Police Officer Mateo was interviewed at the CCRB on December 12, 2017.

It is undisputed that the officers entered and searched § 87(2)(b)'s apartment two days after Judge § 87(2)(b) issued search warrant number § 87(2)(b) to recover from the apartment, among other things, drugs and drug-related paraphernalia and evidence. It is undisputed that § 87(2)(b) attempted to physically block officers from opening the door and that Police Officer Droluk subsequently forced the door open and was the first officer to enter the apartment.

§ 87(2)(b) acknowledged that after his apartment's entry door had been opened, he stood behind it and held his hands against it in an attempt to prevent the individuals outside it from opening it and entering his apartment. The door was then pushed harder, causing § 87(2)(b) to fall backwards and to the floor. He sustained lower back and neck pain as a result.

Police Officer Droluk stated that after Police Officer Wolfe used an Ogura mini-ram to open § 87(2)(b)'s apartment's entry door, the door was abruptly shut from what Police Officer Droluk thought was an interior force. Police Officer Droluk repeatedly identified himself as an officer and announced his possession of a warrant. Police Officer Droluk kicked the door one time, causing it to open. Police Officer Droluk opened the door further and saw § 87(2)(b) lying on his side on the floor of the apartment and thought that he had been pushed backwards by the

that § 87(2)(b) complained of neck and chest pain and being struck with a shield. § 87(2)(b) was administered pain medication.

§ 87(2)(g)
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED].

Allegation D –Force: At Manhattan Central Booking, Police Officer Ugur Bek used physical force against § 87(2)(b)

§ 87(2)(b) stated that during transport to a “clinic” at a location that he thought to be the Manhattan Detention Complex, he complained to Police Officer Bek of wrist pain. Police Officer Bek informed him that his handcuffs would be loosened after he received treatment. After arriving at the location, § 87(2)(b) continued to complain of pain and raised the volume of his voice when he did not receive a response from Police Officer Bek. Police Officer Bek escorted § 87(2)(b) into a hallway, said, “Listen,” and, while § 87(2)(b) stood immediately next to a wall, pushed him with an open palm in his right shoulder, causing § 87(2)(b) to strike against the wall the left side of his head, the same location at which Police Officer Droluk allegedly struck him with his police shield. § 87(2)(b) stated that prior to this, his head had been “on the wall,” but he could not describe whether his head was in direct contact with the wall. § 87(2)(b) stated that his head made contact with the wall as a result of Police Officer Bek’s push.

Police Officer Bek stated that at MCB, § 87(2)(b) who was handcuffed, became “agitated” and kicked himself out of a chair while in a room with Emergency Medical Service (EMS) personnel. Police Officer Bek escorted him into a hallway, where nobody else was present. § 87(2)(b) who was “irate,” paced back and forth and talked to himself. § 87(2)(b) stood directly next to and facing a wall and moved his head backwards and forwards one time, striking his forehead against the wall. Police Officer Bek instructed § 87(2)(b) to stop this action, which he did, and escorted him away from the wall.

Shortly after this, § 87(2)(b) became “loud,” paced again, and struck his head against a wall two additional times. Police Officer Bek saw redness on § 87(2)(b)’s forehead and escorted him away from the wall. § 87(2)(b) complained of being tightly handcuffed and had not complained of any action Police Officer Bek had taken prior to this. Police Officer Bek informed § 87(2)(b) that he would loosen the handcuffs if § 87(2)(b) “calmed down” and stopped “banging” his head. § 87(2)(b) said, “I didn’t bang my head. You banged my head.” § 87(2)(b) became “calm” after this. Police Officer Bek denied pushing § 87(2)(b)’s head or body into a wall, moving § 87(2)(b)’s head towards a wall, or making contact with § 87(2)(b) intentional or otherwise, which could have caused his head to make contact with a wall.

In the Investigating Supervisor’s Assessment Report (Board Review 06) prepared by Captain Christopher Giambrone regarding this incident, Captain Giambrone noted that Police Officer Bek stated that § 87(2)(b) forced his own head against a wall at MCB and that Police Officer Bek grabbed § 87(2)(b) to prevent him from doing so further.

As per both § 87(2)(b) and Police Officer Bek, nobody else was present when this alleged force occurred.

§ 87(2)(g)
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED].

Squad: 2

Investigator: _____
Signature Print Date

Squad Leader: _____
Title/Signature Print Date

Reviewer: _____
Title/Signature Print Date